

AMENDED  
APPLICATION FOR PERMIT

Serial No. 3881

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office APR 10 1916.  
Returned to applicant for correction APR 17, 1916.  
Corrected application filed MAY 4, 1916.

The undersigned A. D. Myers,  
Name of applicant.  
of Ely, County of White Pine,

State of Nevada, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation give date and place of incorporation.)

1. The source of the proposed appropriation is Willard Creek,  
Name of stream, lake, or other source.  
White Pine County, Nevada.

2. The amount of water applied for is 3.2 second-feet.  
One second-foot equals 40 miners' inches.

3. The water to be used for power, mining, milling & domestic purposes.  
Irrigation, power, mining, manufacturing, domestic, or other use.

4. The water is to be diverted from its source at the following point: NE $\frac{1}{4}$  of NW $\frac{1}{4}$  Sec. 6, Tp. 13 N.R. 68 E., Mt. D.B & M.  
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land it should be so stated

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

(a) Number of acres to be irrigated is \_\_\_\_\_

(b) Description of land to be irrigated \_\_\_\_\_

Describe by legal subdivision, or if on unsurveyed land it

should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

(c) Irrigation will begin about \_\_\_\_\_ and end about \_\_\_\_\_  
Month. \_\_\_\_\_, of each year.  
Month. \_\_\_\_\_

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

(d) Power to be developed is 67 horse power.

(e) Works to be located on Lot 2, being NW $\frac{1}{4}$  of NE $\frac{1}{4}$  Sec. 1, Tp. 13, N.R. 67 E., Mt. D.B & M.  
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.

(f) Point of return of water to stream Not to be returned.

Describe in same manner as point of diversion.

(g) Remarks This application is asked for subject to right of W.J. Wilcox (grantee from one Lundgreen) Application 224-certificate No. 1052. Actual point of diversion will be ten feet easterly, and up stream from point of diversion of said Wilcox as set forth in said certificate.

### DESCRIPTION OF PROPOSED WORKS

Through pipes, ditches and flumes to convey water to a 40 ton per day

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

tungsten mill now about completed.

is to be stored in reservoirs it should be so-stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works Mill, \$30,000; conduits, \$1,500.00.
6. Estimated time required to construct works two months from date.
7. Remarks Fall from point of diversion to mill about 150 ft. Horse  
power is here figured on an 85% efficiency.

A. D. MYERS, Applicant

By

Compared

This sheet inspected

, Engineer.

### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all prior rights on the source and particularly subject to the right granted under and by virtue of Certificate No. 244, Book 3, issued under permit No. 1052 for 0.2 of a cubic foot of water per second. The amount of water herein allowed is placed at 3.2 cubic feet per second so that such amount may be diverted and used when available during the non-irrigation season or after all prior rights are satisfied. The State reserves the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed Three & 2/10 cubic feet per second. (3.2)

Actual construction work shall begin on or before June 20, 1917.

Proof of commencement of work shall be filed before July 20, 1917.

Work must be prosecuted with reasonable diligence and be completed on or before August 20, 1917.

Application of water to beneficial use shall be made on or before November 20, 1919. Proof of the application of water to beneficial use must be filed with State Engineer on or before December 20, 1919.

Map filed JUN 19 1917 WITNESS MY HAND AND SEAL this 20th day

Proof of labor filed JUN 18 1917 of September, 1916.

Proof of completion of work filed AUG 16 1917  
Cancelled May 11, 1920 in case of failure of  
applicant to comply with provisions of permit.

State Engineer:

J. J. Berryman

SUPPLEMENTAL SHEET.

No. 3881.

R E M A R K S.

Applicant and his associates are constructing a \$25,000 tungsten mill on NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Sec. 1, Tp. 13 N.R. 6 $\frac{1}{2}$  E., and have a 10 year lease on water of Willard Creek from W.J. Wilcox(application 224(from Lundgreen), certificate No. 1052. It has just occurred to applicant that Mr. Wilcox has right to use of water only during months, May 1st to Sept. 1st of each year. The mill will, of course be operated the whole year. Applicant applies for all water in stream(probably less than two second feet in stream) subject to Wilcox certificate. His title is not questioned. Sufficient water will be used to run a generator for electric lights-possibly other purposes, but water chiefly wanted for the tables for a 40 ton mill. Applicant will use one of the Wilcox ditches under his contract with him (Wilcox) but point of diversion under this application is asked for as being ten feet up stream from Wilcox point of diversion(This is to provide for possible disagreement between parties for use of water during winter season.

Applicant will have premises surveyed by Mineral Surveyor in short time, when amended application will forwarded if this is defective, and the State Engineer will designate the defects.

Submitted *John M. May*

